

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

MDL No. 3076

Case No. 1:23-md-03076-KMM

IN RE:

**FTX Cryptocurrency Exchange Collapse
Litigation**

THIS DOCUMENT RELATES TO:

The Multinational VC Defendants

O'Keefe v. Sequoia Capital Operations, LLC,
No. 1:23-cv-20700 (S.D. Fla.)

O'Keefe v. Temasek Holdings (Private) Limited,
No. 1:23-cv-23065 (S.D. Fla.)

Chernyavsky v. Temasek Holdings (Private) Limited,
No. 1:23-cv-22960 (S.D. Fla.)

Cabo v. Temasek Holdings (Private) Limited,
No. 1:23-cv-23212 (S.D. Fla.)

**MULTINATIONAL VCS' RESPONSE TO PLAINTIFFS' NOTICE OF FILING
SUPPLEMENTAL AUTHORITY**

The Multinational VCs respectfully respond to Plaintiffs' Notice of Supplemental Authority (ECF No. 560) identifying an S.D.N.Y. decision granting in part and denying in part Coinbase, Inc. and Coinbase Global, Inc.'s Federal Rule of Civil Procedure 12(c) motion for judgment on the pleadings in an enforcement action brought by the SEC. As previously explained by the Multinational VCs and other Defendants (ECF Nos. 549, 553, 566), SEC actions against various entities alleging violations of the federal securities laws and decisions considering whether or not various products were "securities" are irrelevant to the Multinational VCs' motions. The reason is simple: Plaintiffs have not alleged that the Multinational VCs violated federal securities

laws, and the Multinational VCs did not challenge whether Plaintiffs adequately alleged that FTX's products are "securities."

The Multinational VCs thus respectfully request that the Court disregard Plaintiffs' inapposite Notice.

Dated: April 3, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of April, 2024, I e-filed a true and correct copy of the foregoing document using the Court's CM/ECF system, which will send a notice of electronic filing to all counsel of record.

/s/ Jason P. Gottlieb
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